

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

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MILWAUKEE ELECTRIC TOOL  
CORPORATION,

Plaintiff,

v.

ROBERT BOSCH TOOL CORPORATION,

Defendant.

Case No.: 1:05-cv-01171

Judge Virginia M. Kendall

Restricted Document Pursuant  
to LR 26.2

Filed Under Seal Pursuant to  
Protective Order Dated  
September 8, 2005

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

**DEFENDANT'S BRIEF IN SUPPORT OF PLAINTIFF'S DISMISSAL WITH  
PREJUDICE SUBJECT TO AWARD OF ATTORNEYS' FEES AND COSTS**

**DEFENDANT'S BRIEF IS INTENTIONALLY OMITTED FROM  
THE PUBLIC EXHIBITS BECAUSE IT IS MARKED AS  
"ATTORNEY'S EYES ONLY" UNDER THE PARTIES'  
SEPTEMBER 8, 2005 PROTECTIVE ORDER.**

**DEFENDANT'S BRIEF IS FILED UNDER SEAL AND MAY BE FOUND IN  
THE SEPARATELY SEALED ENVELOPE PROVIDED**

**PATTISHALL, McAULIFFE, NEWBURY,  
HILLIARD & GERALDSON LLP**

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